

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

In the Matter of:

**AMERICAN INTERNATIONAL
AIRWAYS, D/B/A CONNIE
KALITTA SERVICES, INC.**

FAA Order No. 94-36

Served: November 29, 1994

Docket No. CP93GL0053

ORDER DISMISSING APPEAL

By motion dated October 31, 1994, Complainant requests that Respondent's appeal be dismissed for failure to perfect. Respondent has not responded to the motion to dismiss. Respondent filed its notice of appeal on August 26, 1994, from the oral initial decision of Administrative Law Judge Burton S. Kolko, issued on August 18, 1994. Respondent has failed to perfect the appeal by filing an appeal brief in accordance with 14 C.F.R. § 13.233(c). Respondent's appeal brief was due on or before October 7, 1994. Respondent has not shown good cause for its failure to perfect the appeal. Accordingly, Respondent's appeal is subject to dismissal under 14 C.F.R. § 13.233(d)(2).

THEREFORE, IT IS ORDERED THAT:

Respondent's appeal is dismissed.

DAVID R. HINSON, ADMINISTRATOR
Federal Aviation Administration



VICKI S. LEEMON*
Manager,
Adjudications Branch

Issued this 28th day of November 1994.

*Issued under authority delegated to the Chief Counsel and the Assistant Chief Counsel for Litigation by Memorandum dated October 27, 1992, under 49 U.S.C. § 322(b) and 14 C.F.R. § 13.202 (see 57 Fed. Reg. 58,280 (1992)) and redelegated by the Assistant Chief Counsel for Litigation to the Manager, Adjudications Branch, by Memorandum dated August 6, 1993.